

1 BILL NO. X-80-08-37

2 ANNEXATION ORDINANCE NO. X- 08-80

3
4 AN ORDINANCE annexing certain territory,
5 commonly known as Ironstone Place to Fort
6 Wayne, and including the same in Council-
7 manic District No. 4.

8 WHEREAS, the owners of the herein described territory
9 have petitioned for voluntary annexation of said territory; and,

10 WHEREAS, the City of Fort Wayne is desirous of annex-
11 ing said territory, therefore,

12 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
13 FORT WAYNE, INDIANA:

14 SECTION 1. That the following described territory
15 be, and the same is hereby, annexed to and made a part of the
16 corporation of the City of Fort Wayne, Indiana, to-wit:

17 Part of Section 34 & 35, Township 30 North,
18 Range 12 East, Allen County, Indiana, described
19 as follows, to-wit:

20 35 acres, being Lot #1 on the plat representing
21 a survey and subdivision of that part of Richard-
22 ville Reserve, situated on the West bank of the
23 St. Mary's River, Township 30 North, Range 12
24 East, Allen County, Indiana (also known as Siemon's
25 Subdivision), as established by the survey map
26 thereof, as appearing in Deed Record 106, pages
27 140-141 in the Office of the Recorder of Allen
28 County, Indiana, subject to all legal roads and
29 highways.

30 SECTION 2. It is the policy of the City of Fort
31 Wayne to furnish the above described territory within a period
32 of time of one (1) year of the effective date of annexation
governmental services of a non-capital nature in a manner
which is equivalent in standard and scope to those non-capital
services provided to areas within the City which have similar
topography, patterns of land utilization, and population den-
sity to the said described territory. It is also the policy
of the City of Fort Wayne to provide services of a capital
improvement nature to the annexed territory within three (3)

years of the effective date of annexation in the same manner as such services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.


SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 4 of the City of Fort Wayne, Indiana, as described in Section 2-9 of Article II of the Code of the City of Fort Wayne, Indiana of 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and final publication thereof as required by law.


COUNCILMAN

APPROVED AS TO FORM AND
LEGALITY AUGUST 22, 1980.


JOHN E. HOFFMAN
City Attorney

Read the first time in full and on motion by Gio Quarta, seconded by Dolson, and duly adopted, read the second time by title and referred to the Committee Legislation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on , 19 , at o'clock M., E.S.T.

DATE: 8-26-80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gio Quarta, seconded by Dolson, and duly adopted, placed on its passage. PASSED (~~DOET~~) by the following vote:

| | AYES | NAYS | ABSTAINED | ABSENT | TO-WIT: |
|-------------|-------------------|-------------------|-------------------|-------------------|-------------------|
| TOTAL VOTES | <u>8</u> | <u> </u> | <u> </u> | <u>1</u> | <u> </u> |
| BURNS | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| EISBART | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| GiaQUINTA | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| NUCKOLS | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| SCHMIDT, D. | <u> </u> | <u> </u> | <u> </u> | <u>X</u> | <u> </u> |
| SCHMIDT, V. | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| SCHOMBURG | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| STIER | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| TALARICO | <u>X</u> | <u> </u> | <u> </u> | <u> </u> | <u> </u> |

DATE: 11-25-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. X-08-80 on the 25th day of November, 1980.

Charles W. Westerman ATTEST:
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
Vivian A. Schmidt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of November, 1980, at the hour of 2:30 o'clock P. M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 14th day of Dec. 1980, at the hour of 10:30 o'clock A. M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. X-80-08-37

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS REFERRED AN
ORDINANCE annexing certain territory, commonly known as Ironstone Place
to Fort Wayne, and including the same in Councilmanic District

No. 4

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK GIAQUINTA, CHAIRMAN

DONALD J. SCHMIDT, VICE CHAIRMAN

JAMES S. STIER

PAUL M. BURNS

SAMUEL J. TALARICO

Mark E. Giaquinta
Donald J. Schmidt
James S. Stier
Paul M. Burns
Samuel J. Talarico
11-25-80 CONCURRED IN
DATE 11-25-80 CHARLES W. WESTERMAN: CITY CL.

AN ORDINANCE annexing certain territory, commonly known as Ironstone Place to Fort Wayne, and including the same in Councilmanic District No. 4.

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of said territory; and,

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:


Part of Section 34 & 35, Township 30 North, Range 12 East, Allen County, Indiana, described as follows, to-wit:

35 acres, being Lot #1 on the plat representing a survey and subdivision of that part of Richardville Reserve, situated on the West bank of the St. Mary's River, Township 30 North, Range 12 East, Allen County, Indiana (also known as Siemon's Subdivision), as established by the survey map thereof, as appearing in Deed Record 106, pages 140-141 in the Office of the Recorder of Allen County, Indiana, subject to all legal roads and highways.

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization, and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as such services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner

20 and effect after its passage, approval by the Mayor and
21 final publication thereof as required by law.
22
23
24


COUNCILMAN

Read the third time in full and on motion by GiaQuinta, seconded by Eisbart, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight

Burns, Eisbart, GiaQuinta, Nuckols, V. Schmidt, Schomburg, Stier, Talarico

Nays: None

Absent: One

D. Schmidt

Date: 11-25-80

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-08-80 on the 25th day of November, 1980.

ATTEST:

(SEAL)

Charles W. Westerman
City Clerk

Vivian G. Schmidt
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of November, 1980, at the hour of 2:30 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 4th day of December, 1980, at the hour of 10:30 o'clock A.M., E.S.T.

Win Moses, Jr.
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-08-80 passed by the Common Council on the 25th day of November, 19 80, and that said Ordinance was duly signed and approved by the Mayor on the 4th day of December, 19 80 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of December, 19 80.

SEAL


CHARLES W. WESTERMAN
CITY CLERK

Memorandum

To Members of the Common Council Date 31 October 1980
From Abe Farkas, CD&P *Abe Farkas*
Subject Ironstone Place Voluntary Annexation

COPIES TO:

Common Council
John Logan
File

At the October 27, 1980 meeting of the City Plan Commission the Commission passed a resolution recommending that the Ironstone Place Annexation, Bill No. X-80-08-37 and Resolution No. R-80-08-38 be given a DO PASS. A copy of the Commission resolution and the annexation fiscal plan are attached for your consideration. The ordinance and annexation resolution have been returned to the Council for action.

The area to be annexed is located in Wayne Township south of the City. The thirty-five acres involved include only part of the proposed Ironstone Place residential development. At this time the annexation area is completely undeveloped. Annexation has been proposed by the property owner as a way to simplify the development process by having the entire Ironstone Place area under one planning jurisdiction. Annexation will also simplify service provision.

Please inform us of any meetings to discuss this annexation so that we can be available to answer your questions.

/pb



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

31 October 1980

TO: The Common Council
City of Fort Wayne

RESOLUTION

OF THE

CITY PLAN COMMISSION

BE IT HEREBY RESOLVED that the City Plan Commission recommends
DO PASS for the Ironstone Place annexation. Annexation Bill No. X-80-08-37
and Resolution No. R-80-08-38.

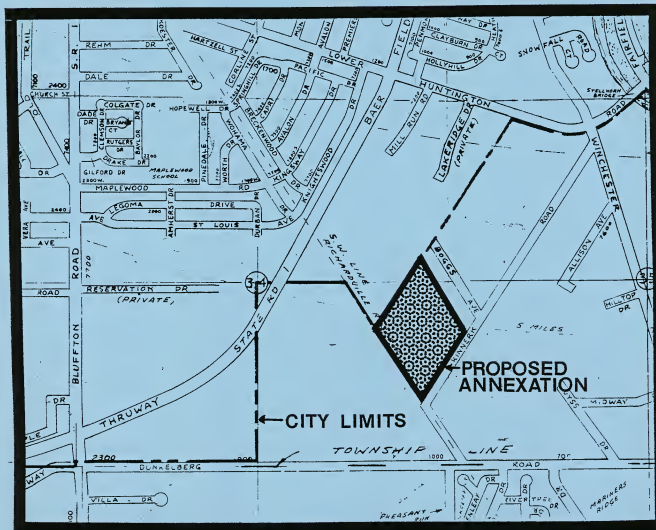
Certified and signed this
31st day of October 1980.

Tu. Joyce Schlatter

Joyce Schlatter
Secretary

IRONSTONE PLACE ANNEXATION

city of
fort wayne
dept. of c.d.&p.



INTRODUCTION

The proposed Ironstone Place annexation is located south of Fort Wayne in Wayne Township.

The Fort Wayne area is expected to continue growing and this is one area that could absorb residential development. Although the entire area is currently undeveloped, plans are being formulated for a residential subdivision. City Utilities can serve the area and access onto the Baer Field Thruway has been secured. Ironstone Place is adjacent to the urban area and is suited for adjacent growth.

Only part of a proposed residential subdivision will be in the annexation area. The rest is already in the City. Annexation at this time would provide the City of Fort Wayne with planning control for all of the area. New development would then have to be consistent with City standards and policies. The entire development process would be simplified as well. Furthermore, there would be no doubt that urban services would be provided by the City. This saves duplication and promotes more efficient and effective service provision.

The owners of the territory involved have petitioned the City for annexation. More than fifty-one percent (51%) of the owners did sign the petition. The area is contiguous to the City based on Annexation Ordinance X-11, Waynedale, so Indiana annexation law criteria are met.

The City Council has adopted General Annexation Resolution R-56-79. This resolution requires that a fiscal plan meeting the criteria of State Annexation Law (I.C. 18-5-10-25) be prepared. This report does so by giving cost estimates of services to be provided, by stating the methods of financing these services, by giving a plan for extending these services, and by showing how non-capital and capital services will be furnished within one year and three years respectively, as required. Additionally, this plan summarizes the fiscal impact of annexation upon the City and makes a recommendation.

BASIC DATA

1. Location

Generally located south of the City of Fort Wayne in Wayne Township, west of Boggs Avenue between Kinnerk and the Baer Field Thruway.

2. Size

35 acres or .05 square miles

3. Population/Density

The area is currently vacant. According to initial plans, eventually there will be 120 dwelling units in the area proposed for annexation. Using the preliminary 1980 census figure of 3.17 persons per household in a similar area, ultimately there will be 380 people in the annexation area. The developer does not expect this much development for at least six to eight years.

4. Buildings

Currently, the area is vacant. Eventually, there will be 120 single family houses in the annexation area.

5. Land Use

Vacant and agricultural. Current plans are to use the area for single family housing.

6. Zoning

| <u>County Zone</u> | <u>Description</u> | <u>City Zone</u> | <u>Description</u> |
|--------------------|----------------------|------------------|--------------------|
| All RS-1 | Suburban Residential | R-1 | Single Family |

7. Planning

At this time, the Ironstone Place area is undeveloped. The Allen County Comprehensive Plan considers this area as suburban residential in its 1990 land use plan.¹ The area is likely to absorb some of the population growth forecast for

1. Allen County Plan Commission, Allen County Comprehensive Plan, 1990 Land Use Map Insert, May 1976.

2. Community Development and Planning, Annexation Policy and Program Study, 1976.

Allen County. Ironstone Place is located within the area proposed for annexation by the City's Annexation Policy and Program Study.²

Annexation and eventual urban development of the area are highly compatible. The growth would be adjacent, which allows for more efficient planning and delivery of urban services and minimizes the problems of scattered growth. This concept has been adopted by the County and City Plan Commissions. Annexation furnishes the means for providing necessary services to the area. Furthermore, the principal governmental unit for providing urban services, the City, would clearly have the responsibility for providing them in the Ironstone Place area.

Road access will be available via Kinnerk Road and the Baer Field Thruway as the Indiana State Highway Commission recently granted the owner access onto the Thruway. Sewer and water utility extension, storm drainage provision, and street lighting capital improvements will be the responsibility of the developer.

At the time of this report, the development plan has not been approved by the City and/or County Plan Commissions. Certain requirements will have to be met in that approval process for the City to be able to provide services. In particular, Kinnerk Road will have to be improved for the Fire Department to be able to serve the area. Annexation does not eliminate this need, nor does it commit the City to providing services if the developer does not meet the essential requirements. In that case, development will not be able to proceed in the manner projected by this plan. It is virtually impossible to project the precise amount of development that will occur within the three year time line of State Annexation Law. Complete development is almost out of the question. Regardless, with the area in the City, the City will be intimately involved in regulating the development of the area and will provide required urban services as needed in accord with local, state and federal laws, procedures and planning criteria.

2. Community Development and Planning, Annexation Policy and Program Study, 1976.

MUNICIPAL SERVICES

State law requires that within one (1) year of annexation, the City provides the annexed area with "planned services of a non-capital nature" which are "equivalent in standard and scope" to those non-capital services provided to similar areas in the City. The law also requires "that services of a capital improvement nature...be provided within three (3) years of the effective date of the annexation, in the same manner as those services are provided" to similar areas within the City. Cost estimates of the services, methods of financing the services, and a plan for the organization and extension of services are also required.(I.C. 18-5-10-25 (C)). This report contains a fiscal plan for meeting the state requirements.

In 1979, the Fort Wayne City Council adopted Resolution No. R-56-79 that set forth a policy for providing services to newly annexed areas. This plan follows the directives of Resolution R-56-79.

Municipal services are analyzed in terms of the needs of the Ironstone Place annexation area and the costs of providing the services to the area. As required by Indiana law, services will be provided in a manner that treats Ironstone Place the same way as similar areas in the City are treated. Services will be at City standard, and, where necessary for items such as new utility service, the standard service provision processes will be used just as they are used elsewhere in the City of Fort Wayne.

The City of Fort Wayne will provide police and fire protection, emergency medical service, traffic control, solid waste collection, and street and road maintenance immediately upon annexation. Street lighting and street construction will be provided in accordance with the standard processes of the City, which can include property owner petitioning and financial participation. The water, sewer, and drainage services of the Fort Wayne City Utilities will be made available to the area in conformance with relevant State law and Utility policies. The park facilities of the City will be available to residents with park development in the area contingent upon the park planning standards and methods used throughout the community. The specifics of implementing these services in the Ironstone Place annexation area are presented in the following reports.

This is a plan to provide municipal services, which the City of Fort Wayne is committed to doing. The exact implementation details may change as needs are re-evaluated and services reallocated throughout the entire City. Standard City policy could also change, necessitating change in the manner and amount of service provided. Regardless of the change in details, the services will be provided to Ironstone Place in the same manner and level that they are provided to similar areas elsewhere in the City.

Once annexation becomes effective, the departments of the City of Fort Wayne will be notified so that they can appropriately modify their areas of jurisdiction. Then this plan can be implemented.

Since the area is presently vacant, the cost of service to the City should be negligible. The developer estimates that there will not be any houses on the site for at least two years and that complete development might take from six to eight years. No service costs can be reasonably figured now for serving the area as it develops. However, some estimates can be made for the total eventual development. Of course, the dollar amounts are subject to radical change due to corresponding changes in the inflation rate.

Another limitation is that until detailed plans are submitted, several departments cannot estimate future expenses. This is similar to the Breconshire annexation in that the general character and size of the development are known in advance.¹ However, unlike Breconshire, almost no detailed information is available for the area. So, only general estimates of eventual costs and revenues, as well as the relationship of these factors, can be made. Still Breconshire can serve as a model for doing so. These estimates are provided in the financial summary as a decision making guide only. The detailed service plans are tailored for current development and for handling the development process. City costs will approach the long term estimate only gradually, if at all.

1. Community Development and Planning, Breconshire Fiscal Plan, Ordinance No. X-01-80, 1980.

1. Police

The Fort Wayne Police Department will become responsible for servicing the area immediately upon annexation. This service generally includes the prevention and detection of criminal offenders, assistance for those who cannot care for themselves or who are in danger of physical harm, the resolution of day conflicts among family, friends, and neighbors, and the creation and maintenance of a feeling of security in the community. The Police Department is also involved in legal work such as participation in court proceedings and protection of constitutional guarantees. Furthermore, it is responsible for the control of traffic and the promotion and preservation of civil order.

The Ironstone Place area can be covered by the Police Department by adjusting Patrol District 8. Because of the low level of development, there would be no expense at this time.

Future development will require more extensive police coverage. Using the already approved Breconshire annexation (X-01-80) as a model, roughly 7 trips a day, on the average, will be required for the amount of development expected. Ironstone Place will have 1.0 miles of streets compared to Breconshire's 1.3 miles and 120 dwelling units compared to Breconshire's 90.

The cost of police service in Breconshire was estimated at \$2,500 to \$3,500 a year.¹ Comparing this to Ironstone Place, the average annual cost at the end of development should be roughly \$3,500 to \$4,500.

Regardless of the eventual cost, the Police Department will provide the area with service substantially equivalent to that provided similar areas within the City. Service will begin upon annexation with adjustments in the provision of service to be based on constant evaluation of the area's and City's needs.

Funding for the manpower and equipment used to serve the area will come from the regular Police Department budget which is derived primarily from local property taxes through the General Fund. Any monies allocated to the General Fund can be used for this budget and these services.

ESTIMATED ANNUAL COST: The cost will be \$0 a year for the first two years after annexation. Estimated annual cost at the end of development would be \$3,500 to \$4,500.

1. Community Development and Planning, Breconshire Fiscal Plan, Ordinance No. X-02-80, 1980, p. 6.

2. Fire Protection

The Fort Wayne Fire Department will provide immediate service to the Ironstone Place area upon annexation. The services provided are the suppression of fire, fire prevention, education, and fire inspections of churches and all commercial establishments.

The Fire Department will respond with fire-fighting equipment, materials and personnel to the proposed annexation area in the same way as it responds to similar locations within the City. Initial response will be from Station #5 on Bluffton Road with assistance from Station #12 on South Anthony Boulevard. Additional City units could be called to assist as could the Wayne Township Fire Department. Fire hydrants will be required of the future development and will be provided by the developer.

At the present time, access to the annexation area is not adequate for proper fire protection. To meet the two unit and response time standards of the Fire Department, Kinnerk Road will have to be improved. As long as the annexation area is undeveloped this is not a problem. However, as part of the development process access via Kinnerk will have to be improved. Annexation does not commit the City to providing fire protection service to residential development without these necessary improvements. In fact, they are included as an integral element of the service plan.

Clearly, the costs of serving vacant ground and farmland will be negligible. When the development is finished in six to eight years, there will be operating expenses. Using the Breconshire annexation, (X-02-80) as a model. This could run up to \$220 without including inflation.¹ Funding would be through the regular Fire Department budget which comes out of the General Fund and is raised mostly by local property taxes.

ESTIMATED ANNUAL COST: \$0 in years 1 and 2

Maximum cost would be \$220 annually.

(No inflation)

1. Community Development and Planning and the Fort Wayne Fire Department, Breconshire Fiscal Plan, X-01-80, P.7.

An estimate was made of the annual number of fire runs and EMS support runs. Using an average cost for each piece of equipment that rolls on each run an annual cost was calculated. Labor was not included as additional personnel is not needed.

3. Emergency Medical Services

Immediately upon annexation, the Ironstone Place area will receive full time Emergency Medical Service coverage from the Fort Wayne EMS Department. This includes both Basic Life Support and Advanced Life Support.

EMS response will come from Fire Station #12 located on South Anthony Blvd. In the cost of life threatening emergencies, the Fort Wayne Fire Department will also respond and provide additional assistance. The firefighters are trained to initiate life saving procedures before the ambulance arrives and to assist the EMS medics in medical treatment.

The EMS service provided to Ironstone Place will be equivalent to the service provided to other areas within the City. The response time will be within standards acceptable to the EMS Department.

Usually the estimated cost of EMS service is computed by a per capita method using the residential population of an area. With no one living in the annexation area at the time of annexation through at least the first two years the cost will be non-existent. When the area is completely developed, the cost will be \$1,705 using a dwelling unit count of 120, an average run cost of \$55 and a run estimate of 31 annually. Again, inflation is not figured in. As the area develops the cost will increase gradually to the maximum.

Funding will come out of the regular EMS budget which is supported by local property taxes through the General Fund.

ESTIMATED ANNUAL COST: \$0 in first two years after annexation. Eventually the cost will be \$1,705 a year without inflation.

4. Solid Waste Collection

Under the terms of the recent contract with National Serv-All, the cost of solid waste collection is \$40 per household. With no houses in the area for two years, there will be no cost for the first two years. The eventual cost will be \$4,840 in 1980 dollars. The City will pay this cost from the General Fund.

ESTIMATED ANNUAL COST: \$0 in the first two years. Maximum cost of \$4,840.
(No inflation)

5. Traffic Control

The City of Fort Wayne will assume responsibility for traffic control in the area upon annexation. Right now there are no public roads in the area, so there will be no expense.

The City will be concerned with regulating traffic control features of future development. Using the Breconshire Fiscal Plan, X-01-80, as a model for serving new developments that are annexed before substantial construction, the most likely expense will be for maintenance of traffic signs. Given the newness of the area, as well as the fact that the City will regulate the development process, this expense will be so small that it cannot be estimated.¹

The sources of funding for any future improvements and/or Traffic Engineering service are the General Fund, Revenue Sharing Funds, and occasionally, Motor Vehicle Highway Funds.

ESTIMATED ANNUAL COST: \$0

6. Street Lighting

There will be no costs for street lighting as no roads are being annexed. When the area is developed, the developer will have to pay the street lighting capital costs, with lighting installation to be regulated by the City. Eventual energy and maintenance costs cannot be determined at this time since the timing and precise nature of development is unknown. Funding will come from the Street Lighting Fund which in recent years has been paid out of City Light Lease monies.

ESTIMATED ANNUAL COST: \$0 in first two years. Eventual cost cannot be estimated.

1. Traffic Engineering and Community Development and Planning, Breconshire Fiscal Plan, Ordinance X-01-80, p. 8.

7. Streets and Roads

Since there are no public streets or roads in the area at this time, there will be no street maintenance or construction costs. The eventual developer will pay for street installation, which will have to meet City standards and satisfy public safety requirements. The City will then assume maintenance responsibility.

Eventually there will be one mile of streets in the annexation area. Routine maintenance costs should be below average because of the newness of the streets and the fact that the City will require a three year maintenance bond from the developer. (This does not cover snow plowing or street cleaning.) Thus the average maintenance cost of \$2,500 per mile is high for this annexation. Also, the timing for incurring this cost cannot be determined, but it will probably not begin even in part for at least two years. The source will be the Street Department budget which comes from a variety of funding sources including state transfer payments to the City. It must be noted that although Kinnerk Road will remain outside the City, improvement of Kinnerk is necessary to meet the terms of the fire protection service plan. There is no present commitment from the City to share in this cost.

ESTIMATED ANNUAL COST: \$0 for at least the first two years.

The eventual maximum cost will be \$2,500 a year.

8. Parks

The current population of the area does not warrant park development by the City. Area residents will be able to use all the recreational facilities being provided by the City Parks and Recreation Department.

Under current policy, the Park Department is not providing neighborhood parks for new subdivisions. Instead, during the development plan approval process, the Park Department will encourage the developer to provide adequate neighborhood park space and facilities. Maintenance of any such facilities would be the responsibility of property owners in Ironstone Place.

Costs for a Funmobile stop and for street tree maintenance cannot be established at this time. A Funmobile will not be provided until the need is established and interest shown. Street tree maintenance costs cannot be established until there is knowledge that trees will be installed and the extent of installation is documented.

ESTIMATED ANNUAL COST: \$0

9. Fort Wayne Utilities

Water and sewer services will be provided to the area by City Utilities. These services will be paid for by the developer and then by user charges. No Civil City property tax revenues will be used to provide the utilities, although there is a usage charge for fire hydrants.

(a) Water

The Fort Wayne Water Utility has the capacity to provide water to the area. All of the necessary feeder mains are in place. Distribution main extensions will be paid for by the developer.

(b) Fire Hydrants

Within the corporate limits, the Civil City pays the Water Utility a \$151.20 usage fee for each fire hydrant. This will be incurred once development takes place in Ironstone Place. Since no engineering plans have been submitted yet, there is no way to tell how many hydrants will be installed in the area. Hydrant installation is the developer's responsibility.

ESTIMATED ANNUAL COST: \$0 in first two years. Eventual cost cannot be estimated.

(c) Sanitary Sewers

Ironstone Place will be developed using City Utilities sanitary sewers. They will be installed at the developer's expense. Maintenance costs will be paid for through City Utilities revenues irrespective of annexation. No Civil City property tax revenues will be used for the construction or maintenance of sanitary sewers in the area.

(d) Storm Drainage

The storm sewer system will be installed by the developer. The City will regulate storm drainage planning and facilities effectively through the development review process. Thus, the City will make sure that an adequate storm water drainage system is provided by the developer(s) of the Ironstone Place area.

10. General Administrative Functions

Upon annexation all administrative functions of the City will be available to the annexation area. This includes, but is not limited to, The Law Department, the

City Plan Commission, The Mayors Office, The Board of Works, Metropolitan Human Relations, and so on. General Administration includes all the regulatory and program functions of the various City departments. When annexation becomes effective, City departments will be notified and will expand their jurisdictional areas accordingly.

The costs of these services cannot be directly related to the size or population of an area.¹ It is, however, the position of the City Controller that an expansion of the size proposed here can be absorbed by the City departments through their regular budgets. These budgets are developed with consideration of annexation. Therefore, expansion of administrative functions is possible. Funding comes from a variety of resources including the General Fund, monies from the State (MVH for example) and in some cases, Federal Grants.

1. Community Development and Planning, Annexation Program and Policy Study, 1975 and 1976.

FINANCIAL SUMMARY

1. Revenue

Revenue from the Ironstone Place annexation will change significantly as the area develops. Again, the only known quantity is the current level of development. Thus, potential revenue varies radically from definite revenue to be gained shortly after annexation.

Right now the assessed value of the land to be annexed is \$4,800. Using the 1980 Civil City tax rate of 3.1914 per 100 assessed valuation, property tax revenue from annexation would be \$154 in 1981. Assessed valuation will increase dramatically when the area is developed.

Other sources of revenue to be received by the City are based upon population. With no population in the area, there will be no associated revenue. Eventually there could be around 384 people living in the annexation area. For the major segment of population related funds these people will not be counted in the City's population until possibly as early as 1986, but more likely in 1991. In the 1970's the state transfer payments to the Civil City totalled \$16.85 per capita annually for the alcoholic gallonage, cigarette, MVH, and Cumulative Capital tax funds. If the per capita amount is stable, Ironstone Place could return \$6,470 a year to the City in these funds. Other miscellaneous population based accounts would also benefit, including Revenue Sharing and the Community Development Block Grant if these programs are still existent.

Estimating future revenues from future development is hazardous. Nevertheless, this was done for Wheatridge I, X-02-79, and Breconshire, X-01-80. These annexations can be used as models for making such estimates.¹

Assuming 120 single family units in the Ironstone Place annexation area, assuming no substantial changes in the Indiana property tax structure, and assuming that the value of housing will approximate that of Wheatridge and Breconshire, the City can expect around \$45,000 a year in property tax revenue from this annexation. Population based revenue would be around \$6,470 annually, although the City might not start receiving it until the 1990's.

1. Community Development and Planning, Wheatridge I Fiscal Plan, X-02-79, 1979 and Breconshire Fiscal Plan, X-01-80, 1980.

2. Expenditures

Expenditures reported here are those that will be incurred to the Civil City. The starting point, and the only reasonably certain expenses, are those of serving the current development. An estimate of the costs with 120 units can be obtained by extrapolating from the Wheatridge I, X-02-79 and Breconshire, X-01-80, Fiscal Plans. Neither were developed at the time of annexation and they are reasonably close in projected type and quality of development to Ironstone Place. Extrapolations from the model annexations, and the maximum costs reported in the municipal services reports, are discussed in detail in the Summary. No costs

will be incurred from annexing Ironstone Place as it now exists. This will not change for at least the first two years after annexation.

The following are the eventual estimated costs to the Civil City of annexation disregarding inflation.

| <u>Service</u> | <u>Capital Cost</u> | <u>Annual Operating Cost</u> |
|------------------------|---------------------|------------------------------|
| Police | - | \$4,500 |
| Fire | - | 220 |
| EMS | - | 1,705 |
| Solid Waste Collection | - | 4,840 |
| Traffic Control | - | - |
| Street Lighting | - | unknown |
| Streets and Roads | - | 2,500 |
| Parks | - | - |
| General Administration | - | - |
| Fire Hydrants | - | - |
| Total | - | <u>\$13,765</u> |

3. Financial Summary

In this case, unlike other annexations, a five year summary is not that enlightening. Since the area is virtually undeveloped at this time, the cost of services is extremely low. This plan estimates it to be \$0 annually. Property tax revenues will be \$159 annually.

When a projected total of 120 dwelling units is considered, the basic relationship of cost to revenue should be roughly the same as those of Wheatridge I, X-02-79.¹ In that case revenues exceeded costs. This should hold for Ironstone Place even without population based revenue. The police service cost of Ironstone Place will be less per capita than for Wheatridge I because of a methodological change.

1. Community Development and Planning, Wheatridge I Fiscal Plan, Bill No. X-79-02-41, X-02-79, P. 15.

Using the Wheatridge annexation revenue can be estimated at roughly \$45,000 using the 1980 tax structure. Tax rates will certainly change before Ironstone Place is fully developed, and so, revenue cannot be tagged to a calendar year.

The anticipated property tax revenue of \$48,000 is greater than the expected annual cost for full development of \$13,765. Eventual costs not estimated here should be the same per unit as those for Wheatridge I, precluding inflation. In that case, revenues were forecast as exceeding costs.¹ Costs will increase gradually with phased development, softening the effect of the one year of service without revenue associated with annexation.

1. Community Development and Planning, Wheatridge I Fiscal Plan, Ordinance
No. X-02-79, P. 15.

SUMMARY AND RECOMMENDATIONS

1. Indiana Annexation Statutes

As a voluntary annexation, the Ironstone Place annexation meets the criteria of Indiana law, I.C. 18-5-10-23, by being contiguous to the City and by having been petitioned for by more than fifty-one percent (51%) of the property owners.

Indiana law is not clear on the need for a fiscal plan for a voluntary annexation. However, one has been prepared and it does meet the fiscal plan criteria of I.C. 18-5-10-25. These criteria have been adopted by the City of Fort Wayne by Resolution R-56-79 for all annexations. The criteria of State law are:

"The annexing city has developed a written fiscal plan and has established a definite policy, by resolution of the common council, as of the date of passage of the annexation ordinance, showing:

- (a) the cost estimates of planned services to be furnished to the territory to be annexed;
- (b) the method or methods of financing the planned services;
- (c) the plan for the organization and extension of services;
- (d) that planned services of a noncapital nature, including police protection, fire protection, street and road maintenance, and other noncapital services which are normally provided within the existing corporate boundaries, will be provided within the annexed territory within one (1) year from the effective date of annexation, and that they will be provided in a manner which is equivalent in standard and scope to those noncapital services provided to areas within the annexing city which have similar topography, patterns of land utilization, and population density; and
- (e) that services of a capital improvement nature, such as street construction, street lighting, sewer facilities, water facilities, and stormwater drainage facilities, will be provided to the annexed territory within three (3) years of the effective date of the annexation, in the same manner as those services are provided to areas within the annexing city which have similar topography, patterns of land utilization, and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria; and
- (f) the plan for hiring the employees of other governmental entities whose jobs will be eliminated by the proposed annexation, but nothing herein shall require the annexing authority to hire any employees."

This document is the written fiscal plan which establishes a definite policy for providing municipal services to Ironstone Place within the specific time limits, as required by the Indiana Code. Once the annexation is passed by the Common Council, this document will be adopted and become an official document of the City. When the annexation becomes effective City departments will be notified and will modify their jurisdictions accordingly so that the plan can then be implemented.

Police and fire protection, emergency medical services, solid waste collection, and traffic control services are considered essential for the health and safety of future residents of Ironstone Place, and therefore, will be available at standard levels upon annexation. This does require that the developer meet all the conditions of the development plan process, including the provision of adequate access for fire protection service. All other non-capital services, such as street lighting, street maintenance, and all administrative functions of the City will also be provided upon annexation and in the same manner as they are normally provided within the City. As already indicated, at this time there are no public streets in the area, so street lighting, street maintenance, and traffic control services are not required. Neither are additional park services as the area's population does not warrant additional service. Services will be provided as development occurs, but the precise timing is not known.

Future development will require streets, street lights, traffic control facilities, sewers, water service, and storm drainage. The City will regulate the provision of these services by the developer. Maintenance costs will then be assumed by the City and City Utilities in accord with routinely used policies and procedures.

The cost estimates of the planned services were obtained from the service departments and are included in this document. The methods of financing for each service are also slated, as well as the plan for the organization and extension of services.

The Financial Summary shows the cost of providing these services and the additional revenue the Civil City will receive.

This annexation will not eliminate the jobs of any employees of other governmental entities, so no plans for the hiring of such employees are needed.

2. Fort Wayne's Annexation Policy

The Fort Wayne City Council has considered other annexation criteria in addition to those set forth by the State Statutes:

- (a) The area proposed for annexation must have a unity of interest with the municipality.

The Ironstone Place annexation area is needed for the future urban development of Fort Wayne. Once the area is urban, it will clearly be a part of the Fort Wayne urban community. The residents will participate in the Fort Wayne job market, retail trade, service community, and will use City services. Also, the Ironstone Place area will be developed using City Utilities sewer and water.

- (b) The advantages to the proposed annexation area must outweigh the disadvantages.

All of Ironstone Place will be developed at City standards which simplifies matters more than a later annexation would. Also, the full range of Fort Wayne's municipal services will be provided. Annexation helps Fort Wayne remain viable which is a benefit to the eventual residents. The only disadvantage is the higher tax rate.

- (c) The advantages to the City must outweigh the disadvantages. The City would grow along with the urban area, thereby ensuring a strong tax base and the ability to provide adequate services. Annexation prevents inequities in the tax burden shouldered by City residents and by the eventual Ironstone Place residents. Also, annexation assures that duplication of service will be minimized and that the City will have planning jurisdiction over the future development of the area.
- (d) The deficit of income against expenses to the City must not be unreasonable.

As shown in the Financial Summary, upon annexation, there will not be a deficit of income to revenue. Projections are that this pattern will continue.

- (e) The City must desire to annex the area.

The Ironstone Place annexation is a voluntary one and it conforms to the proposed annexation area of the Annexation Policy and Program Study.¹ The area is likely to develop. Therefore, for Fort Wayne to grow with the urban area, Ironstone Place must be annexed.

It is with careful thought and consideration that the Department of Community Development and Planning recommends that this area be annexed to the City of Fort Wayne, as it meets both legal and local criteria for annexation.

1. Community Development and Planning, Annexation Policy and Program Study, 1976, P. 42.



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Charles W. Westerman, Clerk -> Room 122

December 9, 1980

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of December 12 and December 19, 1980, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common
Council of Fort Wayne, IN

Annexation Ordinances

Bill No. X-80-08-12
Annexation Ordinance No. X-07-80

Bill No. X-80-08-37
Annexation Ordinance No. X-08-80

Please send us 10 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Charles W. Westerman".

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

DIGEST SHEET

TITLE OF ORDINANCE Voluntary Annexation of Ironstone Place Y-80-08-37DEPARTMENT REQUESTING ORDINANCE CD&PSYNOPSIS OF ORDINANCE Ordinance annexes said territory to the City of Fort Wayne.EFFECT OF PASSAGE Described territory is annexed to the City. Other effects
to be described by Fiscal Plan to be prepared by CD&P.EFFECT OF NON-PASSAGE Area does not become part of City contrary to desires of
owners.MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained by
Fiscal Plan to be prepared by CD&P.(ASSIGN TO COMMITTEE (J.N.) Annexation

Fort Wayne Common Council

To JOURNAL-GAZETTE Dr.

(Governmental Unit)

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

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nity Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

COMPUTATION OF CH

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ins wide equals 149 equivalent lines at .253¢ \$ 37.70

Additional

Charge for

JOHN NUCKOLS
COUNCILMAN
Read the third time in full and on motion by Gladys, seconded by Elsbart, and duly adopted, placed on its passage. PASSED by the following vote:
Ayes: Eight. Burns, Elsbart, Gladys, Nuckols, V. Schmidt, Schomburg, Siler, Talarico.
Nays: None.
Absent: One.
D. Schmidt
Date: 11-25-80

8 extra
cents for each proof in excess of two)

4.00

\$ 41.70

DATA FOR COMPUT

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CHARLES W. WESTERMAN
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-80-80 on the 25th day of November, 1980.

ATTEST (SEAL)
CHARLES W. WESTERMAN
City Clerk
VIVIAN G. SCHMIDT
Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of November, 1980, at the hour of 2:30 o'clock P.M., E.S.T.

Size of type.....6.....point

Size of quad upon which type is cast.....6.....

Notice is hereby given that on the 25th day of November, 1980, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. X-80-80:

ANNEXATION ORDINANCE
NO. X-80-80
AN ORDINANCE annexing certain territory, commonly known as Ironstone Place to Fort Wayne, and including the same in Councilmanic District No. 4.

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of said territory; and

WHEREAS, the City of Fort Wayne is desirous of annexing said territory; therefore

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Part of Section 34 & 35, Township 30 North, Range 12 East, Allen County, Indiana, described as follows, to-wit:
35 acres, being Lot #1 on the plat representing a survey and subdivision of that part of Richardville Reserve, situated on the east bank of the St. Mary's River, Township 30 North, Range 12 East, Allen County, Indiana, also known as Stemen's Survey), as established by the (survey map thereto), as appearing in Deed Record 106, pages 140-141 in the Office of the Recorder of Allen County, Indiana, said lot all legal roads and highways.

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as such services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Commu-

Approved and signed by me this 4th day of December, 1980, at the hour of 10:30 o'clock A.M., E.S.T.
WIN MOSES, JR.
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-80-80 passed by the Common Council on the 25th day of November, 1980, and that said Ordinance was duly signed and approved by the Mayor on the 4th day of December, 1980 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of December, 1980.

CHARLES W. WESTERMAN
CITY CLERK

12-12-19

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ct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

Arvilla DeWald

Title.....CLERK

PUBLISHER'S AFFIDAVIT

diana
punty SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....

ARVILLA DEWALD

who, being duly sworn, says that she is.....

CLERK

JOURNAL-GAZETTE

a..... DAILY..... newspaper of general circulation printed and published

in the English language in the city of..... FORT WAYNE, INDIANA

town

in state and country aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... two times..... the dates of publication being

12/12 - 12/19/80

Subscribed and sworn to before me this 19th day of December 1980

My commission expires September 28, 1983

Notary Public

To JOURNAL-GAZETTE Df.

FORT WAYNE, INDIANA

County, Ind.

LINE COUNT

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COMPUTATION OF CHARGES

149 lines, 1 columns wide equals 149 equivalent lines at .253¢ \$ 37.70
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM.

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast.....⁶

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **Dec. 19** 19 **80**

Title.....CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILA DEWALD, who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for.....**two times**....., the dates of publication being
as follows: 12/12 12/12/82

12/12 - 12/19/80

Subscribed and sworn to before me this 19th day of December 19 80

September 28, 1983

[illegible]

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Tail number of lines

Total number of lines in notice

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COMPUTATION OF CHARGES

149 lines, 1 columns wide equals 149 equivalent lines at .253¢ cents per line \$ 37.70

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 8 extra

TOTAL AMOUNT OF CLAIM.

4.00

\$ 41.70

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the has been paid.

Bills No. X-80-37
ANNEXATION ORDINANCE
NO. X-80-80

AN ORDINANCE annexing certain territory, commonly known as Ironstone Place to Fort Wayne, and including the same in Councilmanic District No. 4.

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of said territory; and

WHEREAS, the City of Fort Wayne is desirous of annexing said territory; therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana; to-wit:

Part of Section 34 & 35 Township 30 North, Range 12 East, Allen County, Indiana, described as follows: to-wit:

25 acres, being Lot 11 on the plat representing a survey and subdivision of that part of Richardville Reserve, situated on the West bank of the St. Mary's River, Township 30 North, Range 12 East, Allen County, Indiana (also known as "Salem's Subdivision"), as established by the survey map thereof, as appearing in Deed Record 106, pages 140-141 in the Office of the Recorder of Allen County, Indiana, subject to all legal roads and highways.

ATTACH
ADVERTISE

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization, and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as such services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Commu-

nity Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmanic District No. 4 of the City of Fort Wayne, Indiana, as described in Section 2.9 of Article II of the Code of the City of Fort Wayne, Indiana of 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and final publication thereof as required by law.

JOHN NUCKOLS
COUNCILMAN

Read the third time in full and on motion by GusQuinn, seconded by Elsbart, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight (Burns, Elsbart, GusQuinn, Nuckols, V. Schmidt, Schomburg, Stier, Talarico).
Nays: None
Absent: OneD. Schmidt
Date, 11:25:80CHARLES W. WESTERMAN
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-80-80 on the 25th day of November, 1980.

ATTEST: (SEAL)
CHARLES W. WESTERMAN
City ClerkVIVIAN G. SCHMIDT
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of November, 1980, at the hour of 2:30 o'clock P.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk

Approved and signed by me this 4th day of December, 1980, at the hour of 10:30 o'clock A.M., E.S.T.

WINMOSES, JR.
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above foregoing is a full, true and complete copy of Annexation Ordinance No. X-80-80 passed by the Common Council on the 25th day of November, 1980, and that said Ordinance was duly signed and approved by the Mayor on the 4th day of December, 1980 and now remains on file and on record in my office.

WITNESSE my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of December 1980.

CHARLES W. WESTERMAN
CITY CLERK

legally due, after allowing all just credits, and that no part of the same

Arvid DeWald

Title CLERK

/IT

notary public in and for said county and state, the
A DEWALD who, being duly sworn, says
LERK of thenewspaper of general circulation printed and published
FORT WAYNE, INDIANAthat the printed matter attached hereto is a true copy,
or two times the dates of publication being

2/12 - 12/19/80

Arvid DeWald
19th day of December 1980Notary Public
November 28, 1983

To **JOURNAL-GAZETTE** Dr

FORT WAYNE, INDIANA

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines

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| 100 | 100 |

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

149 lines, 1 columns wide equals 149 equivalent lines at .253¢ cents per line \$ 37.70

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 8 extra 4.00

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast.....⁶.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Kald

Date Dec. 19 19 80

Title.....CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, ARVILLA DEWAID, who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a..... DAILY newspaper of general circulation printed and published
in the English language in the city of..... FORT WAYNE, INDIANA
town.....

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/12 - 12/19/80

Subscribed and sworn to before me this 19th day of December, 1980

My commission expires September 28, 1983

[illegible]

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

| | | |
|---------------------------------|-----------------|-----|
| Head | number of lines | 147 |
| Body | number of lines | 2 |
| Tail | number of lines | 149 |
| Total number of lines in notice | | |

COMPUTATION OF CHARGES

| | | | | | | | |
|----------------|-------|---|---------------------|-----|---------------------|-------|----------|
| 149 | lines | 1 | columns wide equals | 149 | equivalent lines at | .253¢ | \$ 37.70 |
| cents per line | | | | | | | |

Additional Charge for City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation government services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization, and population density to the said described territory. It is also the policy of the City of Fort Wayne to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation in the same manner as such services are provided to areas already in the City with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state, and local laws, procedures and planning criteria.

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| or tabular work (50 per cent of above amount) | 8 extra | 4.00 |
| cents for each proof in excess of two) | | \$ 41.70 |

DATA FOR COMPUTATION

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| Width of | Size of type | 6 | point |
| Number | Size of quad upon which type is cast | 6 | |

Pursuant to the provisions of

I hereby certify that the has been paid.

that, the amount claimed is legally due, after allowing all just credits, and that no part of the same

Date Dec. 19

Title CLERK

JOHN NUCKOLS
COUNCILMAN
Read the third time in full and on motion by GiaQuinta, seconded by Elsbard, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Eight, Burns, Elsbard, Schomburg, Stier, Talarico.
Nays: None
Absent: One
D. M. Schmitt
Date: 11-25-80

CHARLES W. WESTERMAN
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-08-80 on the 25th day of November, 1980.

ATTEST: (SEAL)
CHARLES W. WESTERMAN
City Clerk
VIVIAN G. SCHMIDT
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of November, 1980, at the hour of 2:30 o'clock P.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk
Approved and signed on the 25th day of December, 1980, at the hour of 10:30 o'clock A.M., E.S.T.

Mayor
I, Charles W. Westerman, Mayor of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-08-80 as passed by the Common Council on the 25th day of November, 1980, and that said Ordinance was duly signed and approved by the Mayor on the 4th day of December, 1980 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of December, 1980.

CHARLES W. WESTERMAN
CITY CLERK

PUBLISHER'S AFFIDAVIT

Indiana

County SS:

I appeared before me, a notary public in and for said county and state, the

signed, D. Roose who, being duly sworn, says

is, CLERK of the

NEWS-SENTINEL

DAILY newspaper of general circulation printed and published

in English language in the city of FORT WAYNE, INDIANA

and county aforesaid, and that the printed matter attached hereto is a true copy, was duly published in said paper for two times, the dates of publication being

WS: 12/12 - 12/19/80

bed and sworn to before me this

19th day of December 1980

September 28, 1983

mission expires

Notary Public

Notice is hereby given that on the 25th day of November, 1980, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL, NO. X-08-80, X-08-80 Annexation Ordinance, to-wit:

BILL NO. X-08-80
ANNEXATION ORDINANCE

AN ORDINANCE annexing certain territory, commonly known as Ironstone Place to Fort Wayne, and including the same in Councilmanic District No. 4.

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of said territory; and

WHEREAS, the City of Fort Wayne is desirous of annexing said territory; therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Part of Section 34 & 35, Township 30 North, Range 12 East, Allen County, Indiana, described as follows:

35 acres, being Lot #1 on the plat representing a survey and subdivision of that part of Richardson Reserve, situated on the West bank of the St. Mary's River, Township 30 North, Range 12 East, Allen County, Indiana (also known as Siemon's Subdivision), as established by the survey map thereon, as appearing in Deed Record 106, pages 140-141 in the Office of the Recorder of Allen County, Indiana, subject to all legal roads and highways.

SECTION 2. It is the policy of the

Port Wayne Common Council

(Governmental Unit)

To NEWS-SENTINEL Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines _____

Head number of lines _____

147

Body number of lines _____

2

Tail number of lines _____

149

Total number of lines in notice

COMPUTATION OF CHARGES**149****1****149****.253¢****\$ 37.70**

lines, _____

columns wide equals _____

equivalent lines at _____

cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

8 extra**4.00**

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____

TOTAL AMOUNT OF CLAIM.**\$ 41.70****DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type _____ point

Number of insertions **2**Size of quad upon which type is cast. **6**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*D. Roose*Date **Dec. 19**, 19 **80**Title **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS.Personally appeared before me, a notary public in and for said county and state, the undersigned, **D. Roose** who, being duly sworn, says that she is _____ CLERK _____ of the**NEWS-SENTINEL**a **DAILY** newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town _____in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times** the dates of publication being as follows: **12/12 - 12/19/80**

Subscribed and sworn to before me this

19th

day of

December**19****80****September 28, 1983**

My commission expires _____

Notary Public

Notice is hereby given that on the 25th day of November, 1980, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL, NO. X-90-08-37, X-08-80 Annexation Ordinance, to-wit:

BILL NO. X-90-08-37
ANNEXATION ORDINANCE
NO. X-08-80

AN ORDINANCE annexing certain territory, commonly known as Ironstone Place to Fort Wayne, and including the same in Councilmanic District No. 4

WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of said territory; and,
WHEREAS, the City of Fort Wayne is desirous of annexing said territory; therefore,

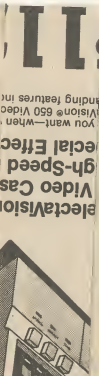
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to-wit:

Part of Section 34 & 35, Township 30 North, Range 12 East, Allen County, Indiana, described as follows, to-wit:

35 acres, being Lot #1 on the plan representing a survey and subdivision of that part of Richardson Re serve situated on the West bank of the St. Mary's River, Township 30 North, Range 12 East, Allen County, Indiana (also known as Siemon Subdivision), as established by the survey map thereof, as appearing in Deed Record 106, pages 146-147 in the Office of the Recorder of Allen County, Indiana, subject to all legal roads and highways.

SECTION 2. It is the policy of the



Fort Wayne Common Council

(Governmental Unit)

To: NEWS-SENTINEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

147

2

149

COMPUTATION OF CHARGES

149 lines, 1 columns wide equals 149 equivalent lines at .253¢ \$ 37.70
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 8 extra 4.00

TOTAL AMOUNT OF CLAIM.

\$ 41.70

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. Roosa

Date Dec. 19 80

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the

D. ROOSE

FORT WAYNE, INDIANA:
SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the City of Fort Wayne, Indiana, to wit:
Part of Section 34 & 35, Township 30 North, Range 12 East, Allen County, Indiana, described as follows:
35 acres, being Lot 1 on the plat representing a survey and subdivision of that part of Richardson Reserve, situated on the West bank of the City of Fort Wayne, Indiana, also known as Common's survey map thereof, as appearing in Deed Record 18, pages 141-141 in the Office of the Recorder of Allen

County, Indiana, subject to all legal roads and highways.

SECTION 2. It is the policy of the City of Fort Wayne to furnish the above described territory within a period of time of one (1) year of the effective date of annexation governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the City which have similar topography, patterns of land utilization and population density, and in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory developed by the Department of Community Development and Planning. Said Plan was examined by the Common Council and is approved and adopted by the Common Council by the passage of this Ordinance.

SECTION 4. Said described territory shall be part of Councilmatic District No. 4 of the City of Fort Wayne, Indiana, as described in Section 2 of Article 11 of the Code of the City of Fort Wayne, Indiana of 1974.

SECTION 5. This Ordinance shall be in full force and effect after its passage, approval by the Mayor and final publication thereof as required by law.

JOHN NUCKOLS
COUNCILMANRead the third time in full and on motion by GlezQuinta, seconded by Elsbart, and duly adopted, placed on its passage. PASSED by the following:
Ayes: Eight: Burns, Elsbart, GlezQuinta, Nuckols, V. Schmidt, Solom, Burg, Slier, Talarico.Absent: One
D. Schmidt
Date: 11:25:30CHARLES W. WESTERMAN
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Annexation Ordinance No. X-88 on the 25th day of November, 1980.ATTEST: (SEAL)
CHARLES W. WESTERMAN
City Clerk
VIVIAN G. SCHMIDT
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of November, 1980, at the hour of 3:30 o'clock P.M., E.S.T.

CHARLES W. WESTERMAN
City Clerk
Approved and signed by me this 4th day of December, 1980, at the hour of 10:30 o'clock A.M., E.S.T.WIN MOSES, JR.
Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Annexation Ordinance No. X-88 passed by the Common Council on the 25th day of November, 1980, and that said Ordinance was duly signed and approved by the Mayor on the 4th day of December, 1980 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 4th day of December, 1980.

CHARLES W. WESTERMAN
City Clerk
12-12-80Notice is hereby given that on the 25th day of November, 1980, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill, NO. X-88, to-wit: X-88 to Annexation Ordinance to-wit:
BILL NO. X-88-37

AN ORDINANCE annexing certain territory, commonly known as Ironstone Place to Fort Wayne, including the same in Councilmatic District No. 4.

WHEREAS, the owners of the heretofore described territory have petitioned for voluntary annexation of said territory; and
WHEREAS, the City of Fort Wayne is desirous of annexing said territory; therefore,
BE IT ORDAINED BY THE CITY OF

Subscribed and sworn to before me this 19th day of December 1980

Notary Public

My commission expires September 28, 1983

To NEWS-SENTINEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

LINE COUNT

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Charge for extra proofs of publication (50 cents for each proof in excess of two) ⁸ extra

TOTAL AMOUNT OF CLAIM.

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Number of insertions 2

Size of quad upon which type is cast.....6.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Dec. 19 1980

Title: CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS.

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. Roose who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

A DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/12 - 12/19/80

Subscribed and sworn to before me this 19th day of December, 1980

My commission expires September 28, 1983

notice is hereby given that the Council of the City of Fort Wayne, Indiana in Regular Session pass the following Bill No. G-79:

General Ordinance No. G-23: being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Railroad Street.

Notice is hereby given that on the day of November, 1980, the Council of the City of Fort Wayne, Indiana in Regular Session pass the following Bill No. G-80:

General Ordinance No. G-24: being AN ORDINANCE amending certain Schedules of Chapter 17 of the Code of the City of Fort

Notice No. 2-23-87 Bill No. G-23-86-20
— General Ordinance No. G-23-86-20
and Bill No. G-23-86-20 — General Ordinance No. G-23-86-20, will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

(1) Reference Room in the north end of the main floor in said Downtown Public Library.

(2) The Journal of the Common Council Proceedings in the Office of the City Clerk of the Fort Wayne, Indiana

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated on December 12, 1980.

Charles W. Westerman

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WHEREAS, the owners of the herein described territory have petitioned for voluntary annexation of said territory; and

WHEREAS, the City of Fort Wayne is desirous of annexing said territory, therefore

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF